Manitoba

Manitoba Disaster Assistance Board

Fishing Equipment Losses Program in Easterville

1989

Final Report

MANITOBA DISASTER ASSISTANCE BOARD

90-05072/

FINAL REPORT ON THE
1989 FISHING EQUIPMENT LOSSES PROGRAM

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Manitoba

Government Services

Manitoba Disaster
Assistance Board

Main Floor
800 Portage Avenue
Winnipeg, Manitoba, CANADA
R3G 0N4

(204) 945-3050

The Honourable Albert Driedger
Minister of Government Services
Room 203 Legislative Building
Winnipeg, Manitoba
R3C 0V8

Dear Mr. Minister:

We wish to advise that the Manitoba Disaster Assistance Board established under Section 17(1) of the Emergency Measures Act, has completed the work assigned to it regarding the Fishing Equipment Losses Program for the fishermen in Easterville. We, therefore, now submit the final report of the Board's activities and findings under this program.

We are grateful for the privilege of being of service to the residents of Manitoba.

Yours truly,

Joseph Masi, Secretary

Sydney Reimer, Chairman

Lawrence Boguski, Vice-Chairman

Lois Edie, Member

FORWARD

The severe storm which struck Easterville on June 11 and 12 of 1989 caused severe hardship to the commercial fishermen in Easterville.

The Manitoba Government announced a Fishing Equipment Losses Program to financially assist those commercial fishermen that incurred losses.

In the pages that follow, the details of this program are outlined as well as the activities and findings of the Manitoba Disaster Assistance Board.

ACKNOWLEDGEMENTS

The Board wishes to express its appreciation to the Government of Manitoba for providing financial assistance to resolve the problems which arose from the severe storm in Easterville. Particular thanks should go to the Honourable Albert Driedger, Minister of Government Services, and his staff, all of whom provided the Board with information and other material aid to ensure that program was a success.

The Board is grateful to Tom Sinclair, Director of the Easterville Fishermen's Association, for his excellent cooperation with the Board in distributing the application forms to the fishermen that incurred losses, collecting and sending them in to the Board's office, and finally ensuring all the necessary documents were properly signed by the fishermen.

Finally, the Board would like to thank its staff for the diligent and conscientious manner in which the business of the Board was conducted.

SECTION 1

LOSSES FROM JUNE 11 & 12, 1989

STORM IN EASTERVILLE

The storm that struck Easterville on June 11 and 12, 1989 caused a number of commercial fishermen to incur great losses of their fishing equipment.

Many of the fishermen in Easterville go out for several days at a time, either staying on the island or on the main shore. When these fishermen return from fishing, they generally leave most of the items in boats or around the shore's edge in fish tubs. The storm was very severe and the high waters washed the articles such as tubs, paddles, ropes and other fishing equipment away.

In addition, the storm caused logs from the lake to go into the nets and severely rip them.

Overall, the storm had a severe impact on the community of Easterville since many of the fishermen depend on fishing for their livelihood.

SECTION 2

ORDERS-IN-COUNCIL

A. Establishment of the Manitoba Disaster Assistance Board.

The Manitoba Disaster Assistance Board was established under Section 17(1) of the Emergency Measures Act. It is responsible for: recommending to the Minister of Government Services, government policy on disaster assistance matters, making decisions concerning payments in response to disaster assistance claims and investigating and reporting to the Minister on disaster assistance matters. The Board provides a readily activated mechanism for dealing with damage related matters referred to it as a result of natural or human-made disasters.

B. Appointment of the Board Members (Appendix A).

Order-in-Council 893/88 appointed Mr. Sydney Reimer as a member and Chairman, Mr. Lorne Boguski as a member and Vice-Chairman, and Mrs. Lois Edie as a member of the Manitoba Disaster Assistance Board. This Order-in-Council outlined the powers and remuneration of the members of the Board.

C. The Fishing Equipment Losses Program.

This program was for individuals in Easterville who lost their fishing equipment as a result of the storm on June 11 and 12, 1989. The assistance was in the form of an ex-gratia grant of up to $30,000.00 after a deductible of 20% of approved costs. Financial assistance was provided to help defray the costs of loss of such items as fishing nets, anchors, corks and leads. The program was administered by the Manitoba Disaster Assistance Board.

SECTION 3

POLICIES AND PROCEDURES

On June 19, 1989, Mr. Tom Sinclair, one of the Directors of the Easterville Fishermen's Association, contacted the Board and advised that a number of fishermen lost their nets from a severe storm on June 11 and 12, 1989.

Mr. Sinclair was inquiring whether any type of assistance might be available to the fishermen in Easterville for those losses.

On June 19, 1989, the Board passed a motion authorizing that the Vice-Chairman of the Board, Lorne Boguski, visit the Easterville area and make a full report for the next Board meeting.

On July 14, 1989, the Board passed a motion recommending to the Minister of Government Services that assistance be offered to the Fishermen of Easterville for loss of their nets.

On September 6, 1989 Cabinet approved financial assistance to the Easterville fishermen and the Chairman of the Board, Mr. Sydney Reimer, informed the Easterville Fishermen's Association of this decision by way of a letter. (Appendix B).

After the applications began arriving in the Board's office, they were stamped numerically and recorded on index cards arranged alphabetically. File folders were then prepared for each applicant.

Upon completion of this, the files were forwarded to the Chief Evaluator in order to assess and calculate the losses, based on the Board's compensation guidelines. Subsequent to the Chief Evaluator calculating the losses, the files were then passed to the Secretary of the Board and a Board member for their approval.

Following this approval, award letters were prepared and signed by a Board member along with the Secretary. The award letters were then mailed to the applicant along with the financial assistance agreement form. The purpose of this form was to ensure that the claimant did not receive compensation from any other sources for his losses, and secondly that the claimant was satisfied with the amount of compensation.

After the financial assistance agreements were returned to the Board's office signed, a cheque voucher was prepared and sent to the Department of Finance along with the award letter and the financial assistance agreement. The Department of Finance in turn would mail the cheques out to the individual claimants. In the case of the Easterville program, all of the cheques were forwarded to the Easterville Fishermen's Association for distribution to the individual claimants.

The files were then placed in completed file drawers in numerical order for future references.

One final item that should be mentioned is that the Board strongly recommends that a weather monitoring station be built in the Easterville area. This would allow the fishermen to know the weather before going out on the lake to fish and would prevent these type of claims from continually being submitted to the Board.

The Board has made the Minister of Government Services aware of this matter, along with various federal officials.

SECTION 4

SUMMARY OF INDIVIDUALS WHO RECEIVED FINANCIAL ASSISTANCE FOR LOSS OF FISHING EQUIPMENT

The following is a summary of all the claims submitted to the Manitoba Disaster Assistance Board regarding the loss of Fishing Equipment Program in Easterville:

EASTERVILLE

Total Claims Received by the Board	45
Completed Claims -	45
-Progress Payments -0	
-Appeal Cases -0	
No Claim	0

COMPENSATION COSTS

	Number of Claims	Amount of Compensation
Award EST - Under $2,000.00	45	$45,336.48
Award EST2 - Over $2,000.00	0	0
TOTAL	45	$45,336.48

Average Amount of Compensation Per Claim $1,007.48

SECTION 5

CONCLUSION

The Board is satisfied that the Fishing Equipment Losses Program was administered according to the Terms of Reference and Limits of Compensation of the Program.

The Board wishes to express its commitment to continue to serve the Government of Mantioba whenever disaster assistance programs are referred to the Board for administration and implementation. It is only with the full cooperation of all people that the residents of Manitoba can continue to receive assistance in times of disasters. The Board pleges itself to that cooperation.

APPENDIX "A"

ORDER-IN-COUNCIL 893/88

AUG 9 1988

August 8, 1988: Copied to Administration/M.D.A.R.B. (M.G.S. 127/88)

Order in Council

MANITOBA

DEPUTY MINISTER AUG 8 1988 OF GOVERNMENT SERVICES

ON MATTERS OF STATE

No. 893

To The Honourable the ~~Lieutenant Governor~~ ADMINISTRATOR in Council

The undersigned, the Minister of ...Government Services... submits for approval of Council a report setting forth that:

WHEREAS it was deemed expedient and in the public interest to establish "The Manitoba Disaster Assistance Board" to administer programs of assistance to victims of designated disasters referred to it by the Lieutenant Governor-in-Council;

AND WHEREAS by Order-in-Council 686/83, Albert St. Hilaire was appointed as Member and Chairman; Willis Ayers was appointed as Member and Vice-Chairman; and Larry Kehler was appointed as Member of The Manitoba Disaster Assistance Board, to serve at the pleasure of the Lieutenant Governor-in-Council;

AND WHEREAS by Order-in-Council 428/84, Order-in-Council 686/83 was amended to replace Larry Kehler with Rudy Regehr as a member of the Disaster Assistance Board.

AND WHEREAS it is deemed advisable to revoke the appointments to the Manitoba Disaster Assistance Board of Albert St. Hilaire, Willis Ayers and Rudy Regehr, effective July 27, 1988.

AND WHEREAS it is deemed advisable to appoint Sydney Reimer, Member and Chairman; Lorne Boguski, Member and Vice-Chairman, and Lois Edie, Member of The Manitoba Disaster Assistance Board, effective July 28, 1988 to serve for a one year term to July 27, 1989 inclusive.

THEREFORE he, the Minister, recommends:

THAT the appointments of Albert St. Hilaire, Willis Ayers and Rudy Regehr to the Manitoba Disaster Assistance Board be revoked effective July 27, 1988.

THAT the appointments of Sydney Reimer, Member and Chairman; Lorne Boguski, Member and Vice-Chairman; and Lois Edie, Member of The Manitoba Disaster Assistance Board be made effective July 28, 1988 to serve for a one year term to July 27, 1989 inclusive.

THAT the Chairman and Members be paid the salaries, expenses and expenditures and undertakings of said Board from out of the Consolidated Fund with monies authorized under an Act of the Legislature to be so paid and applied, the sum of twenty-five dollars ($25.00) per hour for each hour spent on the business of the Board, together with such actual expenses as they incur in the performance of their duties.

Initiating Department/Agency

Department/Agency Authorized Officer

Approved By C.S.C. Finance

Approved as to form by: T Hagi

Initials

Civil Litigation Branch/Legislative Counsel:

Signature Albert St Hilaire

IN THE EXECUTIVE COUNCIL CHAMBER, WINNIPEG

Upon consideration of the foregoing report and recommendation Council advises that it be done as recommended.

28 July 1988
Date

President or Presiding Member

AT GOVERNMENT HOUSE IN THE CITY OF WINNIPEG

Approved and Ordered this 29th day of July A.D. 1988

Lieutenant Governor — ADMINISTRATOR

PSF 46

APPENDIX "B"

LETTER FROM THE CHAIRMAN OF THE BOARD TO THE EASTERVILLE FISHERMAN'S ASSOCIATION

Manitoba

Government Services

Manitoba Disaster
Assistance Board

Main Floor
800 Portage Avenue
Winnipeg, Manitoba, CANADA
R3G 0N4

(204) 945-3050

September 12, 1989

Mr. Tom Sinclair
Easterville Fisherman's Association Inc.
Easterville, Manitoba
ROC 0V0

Dear Mr. Sinclair:

The Government of Manitoba has approved financial assistance for individual losses of fishing nets incurred from a severe storm in Easterville on June 11, 1989.

For individual losses, each claim will be subject to a deductible amount of 20% of approved costs.

The Manitoba Disaster Assistance Board will administer this program. If you require more information, please contact our staff at 945-3050 or write to them at 101 - 800 Portage Ave., Winnipeg, Manitoba, R3G 0N4.

Sincerely,

Sydney Reimer
Chairman

/ab

APPENDIX "C"

FORMS USED BY THE MANITOBA DISASTER ASSISTANCE BOARD TO ADMINISTER THE PROGRAM

MANITOBA DISASTER ASSISTANCE BOARD

Financial Assistance Agreement

WHEREAS _____ (hereinafter
(name)
referred to as the "Recipient") has been awarded Financial Assistance by the Manitoba Disaster Assistance Board (hereinafter referred to as the "Board") in the amount of $_____ as compensation for losses arising from _____
(hereinafter referred to as the "losses").

NOW THEREFORE IN CONSIDERATION of the above amount, the receipt of which is hereby acknowledged, the Recipient hereby convenants and agrees as follows:

1. The Recipient shall forthwith advise the Secretary of the Board of any compensation received by the Recipient from any other sources for the losses.

2. If in the opinion of the Board the compensation from other sources relates to the particular losses for which Financial Assistance has been paid by the Board, the amount of that compensation, not exceeding the amount of Financial Assistance paid, shall consitute a debt due and payable to the Government of Manitoba.

3. The debt referred to in paragraph two shall be payable to the Government of Manitoba within thirty days from the date of mailing by the Board of written notice of the debt to the Recipient.

4. The Recipient shall, within thirty days of the mailing of a written request by the Board, give any person desiginated by the Board access to any records and documents within the power and control of the Recipient and relating to the losses and any compensation received.

5. If the Recipient fails to report compensation as required by paragraph one or fails to comply with a request under paragraph three the entire amount of the Financial Assistance paid herewith shall be deemed to be a debt due to the Government of Manitoba, payable on demand.

DATED the _____ day of _____, 19____.

_____
(Recipient's Signature)

_____
(Witness)

O A T H

I, ...

of .....

do solemnly swear that the following fishing equipment was lost due to the storm on September 6, 7 and 8, 1988 in Easterville.

Nets Mesh
~~Boxes~~ Corks
~~Bags~~ Leads
Rolls Side Line
Anchors
Bouys

The fishing equipment was lost and was not available for verification by any responsible official.

So help me God.

TAKEN, subscribed and sworn before
me at
this day of
A.D. 1988 .....

.....
A Commissioner for Oaths

My Commission expires

(Give date)

Manitoba

Government Services

Manitoba Disaster
Assistance Board

Main Floor - 800 Portage Avenue
Winnipeg, Manitoba, CANADA
R3G 0N4

(204) 945-3050

AWARD NO.

Re: _____

With reference to your application re losses and damages caused by _____ _____ to the above property, we wish to inform you that your application has now been considered by the Board.

The decision of the Board is to award you the following ex-gratia payment to assist you in defraying the costs of your losses and/or the repair of damages relating to the above described property.

$	for Structural Damages
$	for Movable Objects, Personal Effects, Business Inventories, etc.
$	

This award is being made on the understanding that the money will be applied towards repair of the above property.

If you would like to appeal this decision, please forward a letter of appeal to the Secretary of the Board within 15 days of receiving this award letter.

Yours truly,

Chairman

Secretary

Original — White to Claimant; Second Copy — Green to Finance Department; Third Copy — Canary to Accounting; Fourth Copy — Pink to Voucher File; Fifth Copy — Goldenrod to Claim File.

MG-6483 (Rev. 89)

EVALUATOR'S REPORT

Size of Family	Male	Female
Adults (age 13 & over)		
Children (under age 13)		

Claimant _____ Address _____ Inspector _____

Water Level _____ Type _____ Times Flooded _____ Dates _____

STRUCTURAL:	AMOUNT:
Clean-up - Basement Size:	
Furnace - Hot Water Tank:	
Exterior Walls:	
Interior Walls	
Floors:	
Doors & Frames:	
Stairs:	
TOTAL STRUCTURAL	
MOVEABLES:	
TOTAL MOVEABLES	

Distribution: Structural _____ Total Award _____

Moveables _____ Less Deductible _____

Total _____ Award _____

Date _____ Date _____

Chief Evaluator _____ Evaluator _____

Secretary _____ Chairman _____

Application for Assistance Re Losses and Damages

Manitoba Disaster Assistance Board
Main Floor
800 Portage
Winnipeg, Manitoba
R3G 0N4
(204) 945-3050

Area

Buildings, Moveable Objects, Personal Effects, Other Out-of-Pocket Expenses and Erosion of Farm Lands

Careful completion of this form will greatly assist in early assessment and payment of your claim.

Name of Applicant _____ Telephone _____

Postal Address _____

Street Address _____

Legal Property Description _____ Tax Roll No. _____

Do you have insurance to cover any of your losses? Yes ☐ No ☐

Receipts and invoices for all out-of-pocket expenses must be attached.

Size of Family	Male	Female
Adults (age 15 and over)		
Children (under age 15)		

Structural Damage to Buildings

If due to Flooding above basement floor above ground floor

Depth of water in building: _____ feet Date of Flooding _____

Type of water _____

Inspector's verification _____

Place X where applicable

- ☐ Residence
- ☐ Garage
- ☐ Barn or Stable
- ☐ Other Buildings
- ☐ Small Business
- ☐ Farmland Erosion

For the buildings in question I am legally authorized to make representation as:

- ☐ Registered owner clear title
- ☐ Registered owner subject to Mortgage
- ☐ Registered owner under Agreement of Sale
- ☐ Tenant and agent of the owner, or
- ☐ Non-tenant agent of the owner.

If applicant is not the owner give name and address of owner.

Name _____ P.O. Address _____ Telephone _____

Moveable Objects, Personal Effects, Out-of-Pocket Expenses and Details of Erosion

Quantity	Article	Original Cost	Year of Purchase
	If more space is required use reverse side or attach separate sheet.		

Note: Retain all items listed above for inspection by Board Inspector.

DECLARATION

1. I certify that the above statements represent a true and correct listing of expenses and/or losses incurred by me.
2. I understand that any amount awarded as partial reimbursement of expenses incurred by me as a result of the disaster is a grant from Government.

Signature of Applicant _____ Date _____

MD-10333 (Rev. 87)

1. DATE

PAYMENT VOUCHER

Manitoba Finance

9 PAYMENT VOUCHER NO. 928657

3 MAKE CHEQUE PAYABLE TO:

4 FOR ACCOUNT OF:

NAME

ADDRESS

5 TOTALIZED ACCOUNT

6 SOCIAL INSURANCE NO

DATE	10 INVOICE NUMBER	11 TYPE	12 AMOUNT PAYABLE	13 PARTICULARS

30 ACCOUNT NUMBER (DEPT., MAIN AND SUB ACCOUNT)	31 TYPE	32 AMOUNT	33 EXPENDITURE OBJECT	34 REFERENCE	35 DEPARTMENTAL DISTRIBUTION PROGRAM	RESP. CENTRE	ACTIVITY	SUB ACTIVITY	36 BUDGETABILITY

FOR DEPARTMENTAL USE

20

NOT FOR DEPARTMENTAL USE

PROVINCIAL AUDITOR'S OFFICE EXAMINED BY:

Payment requisitioned in accordance with the requirements of The Financial Administration Act. Particularly, the undersigned certifies that goods or services have been received or the payment is in accordance with a contract therefor, that prices are as agreed and that funds are available within the account charged

31 DEPUTY MINISTER OR AUTHORIZED SIGNING OFFICER

DISTRIBUTION: PART 1 - Provincial Audit
Other Parts - See F.A.M. 2D - 1.1

10 PS 1-105